

# DECLARATION AND POWER OF ATTORNEY

403.015

Each below-named inventor hereby declares and says that:

My residence, post office address and citizenship are as stated below beneath my name; I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the invention titled:

METHODS FOR PREVENTION OF ULCERS AND IMPROVING  
PHYSIOLOGICAL PERFORMANCE

which is described and claimed in the attached application, or Serial No. \_\_\_\_\_ / \_\_\_\_\_  
filed \_\_\_\_\_ as amended to date; I have reviewed and understand the contents of the  
specification including the claims with all the above-mentioned amendments thereto, if any. I acknowledge my  
duty to disclose information of which I am aware which is material to the patentability of this application in  
accordance with 37 CFR 1.56; and, if the benefit of 35 U.S.C. 120 is claimed below, as to subject matter of the  
claims not disclosed in any prior U.S. application in accordance with 35 U.S.C. 112, I acknowledge my duty to  
disclose material information which became known to me between the filing date of said prior U.S. application  
and this application and is material to the patentability of this application as defined in 37 CFR 1.56; the bene-  
fit of 35 U.S.C. 119(e), or 120 is claimed for

## SERIAL NO

## FILED

## STATUS

60/207,878

May 30, 2000

Pending

I claim the foreign priority benefits under 35 U.S.C. 119 of foreign application(s) for patent or inventor's cer-  
tificate(s) filed less than 12 months prior to the filing of the application, or less than 12 months before the appli-  
cation(s) for which the above benefit of 35 U.S.C. 120 is claimed as follows:

## COUNTRY

## SERIAL NO.

## FILING DATE

and I have identified any foreign application(s) for patent or inventor's certificate(s) having a filing date before  
the earliest of the application(s) for which priority is claimed, or the present application, as follows:

## COUNTRY

## SERIAL NO.

## FILING DATE

BIERMAN, MUSERLIAN and LUCAS LLP, Customer No. 20311, Reg. No. 18,818; JORDAN B.  
BIERMAN, Reg. No. 18,629; CHARLES A. MUSERLIAN, Reg. No. 19,683; and DONALD C. LUCAS, Reg.  
No. 31,275; all of 600 Third Avenue, New York, New York 10016, Telephone (212) 661-8000, are hereby

appointed my attorneys, with full power of substitution and revocation, to execute this application and to transact all business in the Patent and Trademark Office connected therewith, with the understanding that they represent my assignee, if any.

INVENTOR: SIGNATURE

RESIDENCE AND POST OFFICE ADDRESS

[illegible]